

REMARKS

Entry of the foregoing, reexamination and reconsideration of the application identified in caption, as amended, pursuant to and consistent with 37 C.F.R. § 1.114(c) and in light of the remarks which follow, are respectfully requested.

By the present Amendment, claims 1, 5 and 7 have been amended to recite that "x and y are each 0 or 1, with the proviso that at least one of them is 1." Support for these amendments can be found in the present specification at least in paragraph [0013]. Claims 1, 5 and 7 also have been amended to further improve their form, by replacing "which contains (is)" with --the polymer having at least a structural unit represented by the formula (1) contains (is)--. New claims 28-30 have been added. Claims 28-30 are supported by the original disclosure, for example, paragraph [0035] and Examples. Claims 25 and 27 have been canceled without prejudice or disclaimer. Claims 2 and 4 were previously canceled. No new matter has been added.

Upon entry of the Amendment, claims 1, 3 and 5-24, 26 and 28-30 will be all the claims pending in the application.

I. Response to Rejections under 35 U.S.C. § 112, First and Second Paragraphs

a. Claims 25 and 27 were rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description. Applicants respectfully submit that this rejection is moot because claims 25 and 27 have been canceled.

b. Claims 1, 3, 5-8 and 23-27 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. Applicants respectfully submit that the present claims are not indefinite.

As noted above, claims 1, 5 and 7 have been amended to replace "which contains (is)" with --the polymer having at least a structural unit represented by the formula (1) contains

(is)--. Accordingly, the Examiner is respectfully requested to reconsider and withdraw the rejection.

II. New Claims

Newly added claims 28-30 depend from claims 1, 5 and 7, respectively, and thus are patentable over the cited references for at least the reasons set forth above.

III. Conclusion

From the foregoing, further and favorable action in the form of a Notice of Allowance is believed to be next in order and such action is earnestly solicited. If there are any questions concerning this paper or the application in general, the Examiner is invited to telephone the undersigned at his earliest convenience.


The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800.

Respectfully submitted,

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Date: January 18, 2011

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